IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 79 OF 2006

M/S PRESTIGE HOLIDAY RESORTS PVT.LTD.,CAVELOSSIM,SALCETTE GOA. ....Petitioner

Versus

THE CHIEF TOWN PLANNER AND 15 ORS., ...Respondents

Mr. S. D. Lotlikar, Senior Advocate with Mr. F.M. Reis,Advocate for the Petitioner.
Mr. S. R. Rivonkar, Government Advocate for the Respondent Nos.1 and 2.
Mr. M.P. Almeida, Advocate for the Respondent No.3.
Mr. Mahesh S. Sonak,Advocate for the Respondent Nos. 5-7,9-12,14-16.

Coram:- V.C. DAGA &
N. A. BRITTO, JJ.

Date:- 7th August, 2006

P.C.:-

Heard rival parties. Perused petition.

By an Order dated 4-7-2006, the respondent no.3-Panchayat has been directed to consider the application of the petitioner; for relocation of the restaurant; on its own merits within a period of two weeks from the date of the order. However, it appears that during this period respondent no.3-Panchayat did not dispose of application of the petitioner for relocation. The respondent no.3 is, now, seeking further extension of time to decide application for relocation. Thus, by way of last chance, we extend time by another four weeks to consider the application of the petitioner by respondent no.3 for relocation of the restaurant on its own merits. We make it clear that in the event the respondent no.3-Panchayat does not find favour with the prayer made by the petitioner for relocation, in that event it will be open for the petitioner to challenge the adverse order on its own merits.

In the above view of the matter nothing survives in the petition. No

other contention warranting adjudication is canvassed by the petitioner.

In the result, Writ Petition stands disposed of in terms of this order. No order as to costs.

V.C. DAGA, J.

N. A. BRITTO, J.

RD.